Docket No.: 002209.P010

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Murray L. Neal

Application No.: 10/788,716

Filed: February 27, 2004

For: PRIMARY FRAMING SYSTEM AND A METHOD OF INSTALLATION

Examiner: Tran, Phi Dieu A.

Art Group: 3637

# RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Amendment Commissioner for Patents Post Office Box 1450 Alexandria, Virginia 22313-1450

### Dear Commissioner:

A Notice of Non-Compliant Amendment was mailed April 30, 2007, wherein it indicates that "[A]pplicant needs to elect only one specie for prosecution, not two". Accordingly, Applicant elects the specie of Fig. 5 (within the first group of Figs. 2, 5, 11 and 14) on which claims 1, 6-11, 18 and 19 read.

## **CONCLUSION**

If necessary, the Commissioner is hereby authorized in this, concurrent and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2666 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17, particularly extension of time fees.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR, & ZAFMAN LLP

Dated: May 4, 2007

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### **CERTIFICATE OF ELECTRONIC FILING**

I hereby certify that this paper is being transmitted online via EFS Web to the Patent and Trademark Office, Commissioner for Patents, Post Office Box 1450, Alexandria, Virginia, 22313-1450, on May 4, 2007.

Agradus Rodriguez May 4 2007